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EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Robert Bodi, Reg. No. 48,540, on October 9 and October 23, 2008.

The application has been amended as follows:

1. (canceled).

2. (previously presented) The system for collecting and presenting survey information of claim 36, further comprising: a Computer Telephony Interface (CTI) unit, wherein said CTI unit is connected to said connection device to monitor the status of said connection device, and further wherein said CTI unit is connected to said CATI unit to monitor the status of said CATI unit and said agent using said CATI unit; and still further wherein said CTI unit is connected to said IVR unit to monitor said conducting of said automated survey.

3. (canceled).

4. (previously presented) The system for collecting and presenting survey information of claim 36, wherein said survey includes a drill-down survey technique, wherein a following survey question depends on the answer to a previous question.

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5. (canceled).

6. (previously presented) The system for collecting and presenting survey information of claim 36, wherein said system is adapted for accepting includes the use of a verbatim response to a survey question, wherein the participant can orally communicate detailed opinions to said IVR unit or said CATI agent, respectively, and further wherein said verbatim is stored in said database.

7. (previously presented) The system for collecting and presenting survey information of claim 6, further comprising: a processing unit for converting data stored in said database into survey information; and a presenting unit for presenting said survey information to a consumer.

8. (original) The system for collecting and presenting survey information of claim 7, wherein said survey information is derived from a plurality of surveys derived from a plurality of participants, and further wherein said system presents said survey information to said consumer over a computer network, and still further wherein said consumer must be validated before said system will allow the consumer to access said survey information.

9. (original) The system for collecting and presenting survey information of claim 8, wherein said survey information is available for presenting to said consumer within 24 hours of the completion of the conducting of said plurality of surveys.

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Claims 10-15 (canceled)

16. (currently amended) A process for collecting and presenting survey information comprising the steps of:

- (I) selecting a participant from a list of potential participants;
- (II) connecting the participant to a survey communication system;
- (III) inquiring whether the participant is willing to accept a transfer to an automated survey;
- (IV) transferring the participant's communication system connection to an automated survey unit only if the participant assents to said transfer;
- (V) conducting ~~said~~ a survey interview, wherein said conducting is performed by said automated survey unit if the participant assented to said transfer, but said conducting is performed manually if the participant does not assent, and further wherein an automated survey unit accepts oral responses from the participant, said oral responses being processed using voice recognition into survey data;
- (VI) if said user is undergoing an automated survey, manually continuing said survey from the current point forward upon a voice request of the user to stop said automated survey; and
- (VII) saving said survey interview in a database.

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17. (original) The process of collecting and presenting survey information as in claim 16, wherein said conducting of said survey interview is performed by providing survey questions to participant using a pre-determined survey procedure utilizing drill-down questioning, wherein a following survey question depends on the answer to a previous question.

18. (previously presented) The process of collecting and presenting survey information as in claim 17, further comprising the steps of:

(VIII) processing said survey data into survey information;

(IX) saving said survey information in a database; and

(X) presenting said survey information to a consumer.

19. (previously presented) The process of collecting and presenting survey information as in claim 16, wherein said transferring of the participant's communication system connection to said automated survey unit occurs by action of an agent using a terminal only if said survey participant agrees to said transfer, and further wherein said survey interview is conducted manually by an agent if the participant does not agree to said transfer.

20. (previously presented) The process of collecting and presenting survey information as in claim 19, wherein said conducting of said survey interview is performed by providing survey questions to the participant using a pre-determined

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survey question procedure utilizing drill-down questioning for said conducting of both manual and automated surveys, wherein a following survey question depends on the answer to a previous question.

21. (previously presented) The process of collecting and presenting survey information as in claim 19, wherein said agent can transfer the participant back to said automated survey unit to continue said survey interview, and further wherein the participant participating in an automated survey can be transferred to said agent by a voice command from the participant.

22. (previously presented) The process of collecting and presenting survey information as in claim 21, wherein said conducting of said survey interview is performed by providing survey questions to the participant using a pre-determined survey question procedure utilizing drill-down questioning for said conducting of both manual and automated surveys, wherein a following survey question depends on the answer to a previous question.

23. (previously presented) The process of collecting and presenting survey information as in claim 22 , further comprising the steps of:

(VIII) processing said survey data into survey information;

(IX) saving said survey information in a database;

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(X) presenting said survey information to a consumer.

24. (previously presented) The process of collecting and presenting survey information as in claim 19, further comprising the steps of:

(VIII) processing said survey data into survey information;

(IX) saving said survey information in a database;

(X) presenting said survey information to a consumer.

25. (currently amended) A process for collecting and presenting survey information comprising the steps of:

(I) selecting a participant from a list of potential participants;

(II) connecting the participant to a survey communication system;

(III) transferring the participant's communication system connection to an automated survey unit if said survey participant agrees to said transfer, wherein the participant participating in an automated survey can be transferred to said agent by a voice command from the participant such that said agent continues with said survey, and further,

wherein ~~said~~ a survey interview is conducted manually by an agent if the participant does not agree to said transfer,

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wherein said conducting of said survey interview is performed by providing survey questions to participant using a pre-determined survey procedure utilizing drill-down questioning, wherein a following survey question depends on the answer to a previous question;

(IV) conducting said survey interview, wherein said conducting is performed by said automated survey unit or manually, and further wherein said automated survey unit accepts oral responses from the participant, said oral responses being processed using voice recognition into survey data;

(V) saving said survey interview in a database.

(VI) processing said survey data into survey information;

(VII) saving said survey information in a database; and

(VIII) presenting said survey information to a consumer, wherein said presenting is available within 24 hours of said conducting of said survey.

26. (currently amended) A process for collecting and presenting survey information comprising the steps of:

(I) collecting survey data, said collecting comprising the steps of

(A) selecting a participant from a list of potential participants, wherein said selecting is done according to specified schedules;

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(B) connecting the participant to a survey communication system, said connecting comprising the steps of:

(i) attempting to connect with the participant via said survey communication system, said attempting including the steps of:

(ii) requesting that the participant agree to communicate with an Interactive Voice Recognition (IVR) unit for a survey interview; and

(iii) collecting call record information, wherein said call record information is stored in a database;

and

(C) conducting said survey interview, wherein said conducting is performed by said IVR unit if the participant agreed to communicate with said IVR unit, and further wherein said conducting is performed by a Computer-Assisted Telephone Interview (CATI) agent if the participant did not agree to communicate with said IVR unit, said conducting of said survey interview comprising the steps of:

(i) asking survey questions of participant using a pre-determined survey question procedure utilizing drill-down questioning, wherein said survey questions provide sufficient

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survey data to allow for the creation of survey information; and further wherein survey responses by participant are done orally, and still further wherein said survey data optionally includes voice interviews;

- (ii) saving said survey data in said database, wherein said saving includes voice recognition processing of said oral responses of the participant if said conducting of survey interview is performed by said IVR unit, wherein said voice recognition occurs at approximately real-time, and further wherein the voice recognition processed response is used to determine a next survey question;
- (iii) transferring said communication system connection to a CATI unit if the participant requests such a transfer while the IVR unit is conducting said survey interview, wherein said CATI agent uses said CATI unit to continue said conducting a survey interview;
- (iv) transferring said communication system connection to a CATI unit when said survey question procedure requires such a transfer, wherein said CATI agent then conducts said survey interview using said CATI unit, and further wherein said CATI agent can transfer

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said communication system connection back to
said IVR unit to continue said survey
interview;

(v) monitoring said survey question procedure
status, wherein said status information can
be made available for display;

(vi) terminating said conducting a survey
interview when said pre-determined survey
question procedure is complete or when the
participant requests such termination. _[[;]]

27. (currently amended) A process for collecting and
presenting survey information as in claim 26, further comprising
the steps of:

(I) processing said survey data, wherein said processing
converts said survey data collected from a plurality
of participants into survey information, said
processing comprising the steps of:

(A) generating consumer satisfaction measures;

(B) generating employee rating measures;

(C) generating employer or organization rating
measures;

(D ~~F~~) generating quality assessment measures; and

(E ~~G~~) analyzing said generated measures and survey
data;

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and

(F H) storing said survey information in said database;

(II) providing a survey information consumer said survey information, said providing further comprising the steps of:

(A) connecting a survey information consumer computer to a presenting system, wherein said connecting is over a computer network, said connecting comprising the steps of:

(i) logging the consumer's computer into the system, wherein the consumer identity is verified; and

(iv) preventing the consumer not verified from accessing said medical survey information;

(B) presenting said survey information to said consumers, said presenting comprising the steps of:

(i) providing said consumers with options for viewing aggregates of said survey information;

(ii) providing said consumers with options for viewing summaries of said survey information;

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(iii) providing said consumers with options for viewing a subset of said survey information;

(iii) providing said consumers with options for viewing said survey data; and

(iv) formatting said presented information for presenting by said consumer computer, wherein said presenting can be graphical, auditory, and textual;

(C) customizing said presented information to the particular needs or access privileges of the consumer, wherein some consumers may have access to a subset of medical information; and

(D) allowing the user to log off said system;[[.]]

and

(III) evaluating said process for collecting and presenting survey information, said evaluating comprising:

(A) evaluating the performance of said CATI agents; and

(B) evaluating the performance of said voice recognition processing.

28. (previously presented) A process for collecting and presenting medical survey information for a medical care provider comprising the steps of:

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(I) collecting survey data, said collecting comprising the steps of

(A) selecting a participant from a list of potential participants, wherein said selecting is done according to specified schedules;

(B) connecting the participant to a survey communication system, said connecting comprising the steps of:

(i) attempting to connect with the participant via said survey communication system, said attempting including the steps of:

(a) initiating a survey communication system connection;

(b) transferring said connection to a CATI unit if said connection is successful, wherein if said connection is not successful, selecting a new participant to be the participant;

(c) requesting that the participant agree to participate in a survey, wherein said requesting is performed by said CATI agent using said CATI unit;

(d) requesting recall information from the participant if the participant has not agreed to participate in said survey, wherein said requesting is performed by

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said CATI agent, and further wherein said recall information includes a request to connect again at a different time or using a different communication system; and

(e) terminating said connection after said requesting of recall information if the participant has not agreed to participate in said survey;

(ii) requesting that the participant agree to communicate with an IVR unit for a survey interview; and

(iii) collecting call record information comprising:

(a) overall connection attempts;

(b) connection attempts for each of the participants contacted; and

(c) connection durations;

wherein said call record information is stored in a database;

and

(C) conducting said survey interview, wherein said conducting is performed by said IVR unit if the participant agreed to communicate with said IVR unit, and further wherein said conducting is

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performed by said CATI agent if participant did not agree to communicate with said IVR unit, said conducting said survey interview comprising the steps of:

- (i) asking survey questions of participant using a pre-determined survey question procedure utilizing drill-down questioning, wherein said survey questions provide sufficient survey data to allow for the creation of medical survey information; and further wherein survey responses by participant are done orally, and still further wherein said survey data optionally includes voice interviews;
- (ii) saving said survey data in said database, wherein said saving includes voice recognition processing of said oral responses of the participant if said conducting of survey interview is performed by said IVR unit, wherein said voice recognition occurs at approximately real-time, and further wherein the voice recognition processed response is used to determine a next survey question;
- (iii) transferring said communication system connection to a CATI unit if the participant requests such a transfer while the IVR unit is conducting said survey interview, wherein

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said CATI agent uses said CATI unit to
continue said conducting a survey interview;

(iv) transferring said communication system
connection to a CATI unit when said survey
question procedure requires such a transfer,
wherein said CATI agent then conducts said
survey interview participant are done
orally, and still further wherein said
survey data optionally includes voice
interviews;

(ii) saving said survey data in said database,
wherein said saving includes voice
recognition processing of said oral
responses of the participant if said
conducting of survey interview is performed
by said IVR unit, wherein said voice
recognition occurs at approximately real-
time, and further wherein the voice
recognition processed response is used to
determine a next survey question;

(iii) transferring said communication system
connection to a CATI unit if the participant
requests such a using said CATI unit, and
further wherein said CATI agent can transfer
said communication system connection back to
said IVR unit to continue said survey
interview;

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- (v) monitoring said survey question procedure status, wherein said status information can be made available for display;
 - (vi) terminating said conducting a survey interview when said pre-determined survey question procedure is complete or when the participant requests such termination;
- (II) processing said survey data, wherein said processing converts said survey data collected from a plurality of participants into medical survey information, said processing comprising the steps of:
 - (A) generating consumer satisfaction measures comprising:
 - (i) consumer loyalty measures;
 - (ii) medical care satisfaction measures;
 - (iii) medical facility satisfaction measures;
 - (iv) medical staff satisfaction measures;
 - (v) positive comments with reasons; and
 - (vi) negative comments with reasons;
 - (B) generating staff rating measures comprising:
 - (i) staff loyalty measures;
 - (ii) staff performance measures;

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- (iii) staff satisfaction measures; and
 - (iv) staff continuing education measures;
- (C) generating doctor rating measures comprising:
 - (i) quality of medical care measures;
 - (ii) doctor performance measures;
 - (ii) doctor satisfaction measures;
 - (iii) doctor loyalty measures; and
 - (iv) doctor continuing education measures;
- (D) generating care delivery measures comprising:
 - (i) cost measures including:
 - (a) cost of medical care paid by consumer measures;
 - (b) cost of medical care paid by non-consumer measures;
 - (c) cost of providing medical care measures; and
 - (d) overhead costs measures;

and

- (ii) profit measures;
- (E) generating medical care quality assessment measures comprising:

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- (i) mortality measures
 - (ii) morbidity measures;
 - (iii) complications measures;
 - (iv) medical procedure results measures;
 - (iv) medical procedure follow-up measures;
 - (vi) patient mental health measures;
 - (vii) social impact measures;
 - (viii) hospital stay length measures;
 - (ix) technical quality measures; and
 - (x) per member per month (PM PM) cost measures;
- (F) analyzing said generated measures and survey data, said analyzing comprising the steps of:
- (i) aggregating survey data to form assessments;
 - (ii) normalizing comparisons between specific named units, said named units including:
 - (a) doctors or specialists;
 - (b) medical care organizations or divisions;
 - (c) staff persons;
 - (d) managers;

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- (e) specific medical treatments; and
 - (f) patient group status;
 - (iii) determining changes over time;
 - (iv) determining differences geographically; and
 - (v) generating summaries;
- and
- (G) storing said medical survey information in said database;
- (III) providing a medical survey information consumer said medical survey information, said providing further comprising the steps of:
 - (A) connecting a medical survey information consumer computer to a presenting system, wherein said connecting is over a computer network, said connecting comprising the steps of:
 - (i) logging in the consumer computer to the system, said login comprising the steps of:
 - (a) processing a consumer login request, said login request comprising the steps of:
 - (1) providing said consumer with a login prompt;

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(2) accepting a consumer login input,
said login input comprising:

a user ID; and

a user password;

and

(b) processing the consumer login input, said processing
comprising the steps of:

comparing said user ID against a verified consumer
list, wherein if said user ID is verified, then:

verifying said user password by comparing said
password to a stored password corresponding to
said user ID, if said user password is verified
then:

permitting consumer access to the system;

and

preventing the consumer not logged in from
accessing said medical survey information;

(B) presenting said medical survey information to
said consumers, said presenting comprising the
steps of:

(i) providing said consumers with options for
viewing aggregates of said medical survey
information;

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- (ii) providing said consumers with options for viewing summaries of said medical survey information;
- (iii) providing said consumers with options for viewing a subset of said medical survey information;
- (iii) providing said consumers with options for viewing said medical survey data; and
- (iv) formatting said presented information for presenting by said consumer computer, said presenting including:
 - graphical display;
 - auditory presentment; and
 - textual display;

(C) customizing said presented information to the particular needs or access privileges of the consumer, wherein some consumers may have access to a subset of medical information; and

(D) allowing the user to log off said system.

and

(IV) evaluating said process for collecting and presenting medical survey information, said evaluating comprising:

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(A) evaluating the performance of said CATI agents;
and

(B) evaluating the performance of said voice
recognition processing.

29. (currently amended) A process for collecting and presenting ~~medical~~ survey information ~~for a medical care provider~~ as in claim 25, wherein the participant is selected from a ~~the~~ group of doctors, medical staff, medical patients, a family member of a medical patient, and a medical care employer; and further wherein the participant gave or received services from said medical care provider.

30. (currently amended) A system for collecting and presenting survey information from a plurality of participants, said system comprising:

a connection device connected to an external communication system for connecting said communication system to the survey participants;

a Computer-Assisted Telephone Interview (CATI) unit connected to said connection device, wherein, for each one of the participants, said CATI unit provides a corresponding one of a plurality of agents using ~~uses~~ said CATI unit with a set of manual survey questions for asking ~~to ask~~ said one of the participants ~~a set of manual survey questions~~, said survey questions including a question requesting permission for performing an automated survey;

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an Interactive Voice Recognition (IVR) unit, connected to said CATI unit, adapted to transfer ~~wherein, for each one of the participants, said CATI agent transfers~~ said one of the participants' communication connection to said IVR unit only if said IVR unit is notified that said one of the participants agrees to participate in an automated survey, wherein said IVR unit then accepts oral responses from said one of participant, wherein

for any of the participants who did not agree to participate in said automated survey, said CATI unit being adapted to provide a manual survey by providing survey questions to each one of the agents corresponding to those participants who did not agree for proving a manual survey using substantially the same questions from said automated survey to receive the oral responses, wherein the system is adapted such that, upon request of any participant undergoing an automated survey, said system transfers said requesting participant to the CATI unit to continue said survey in a manual manner; and

a database for storing said responses to said manual surveys and/or said automated surveys.

31. (previously presented) The system of claim 30, wherein the survey includes a drill-down survey technique utilizing one or both of responses already provided by the current survey participant and historical responses provided by other participants to determine a subsequent survey question to be

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asked of the current survey participant.

32. (previously presented) The system of claim 31, wherein, when the automated surveys are being conducted, said IVR unit is adapted to receive a response from any of the participants that causes the CATI agent to transfer those surveys receiving said response back to one of the agents.

33. (currently amended) The system of claim 31 further comprising a processing unit for processing said responses stored in said database into useful survey information for presentation to a user.

34. (currently amended) The system of claim 36 [[1]], wherein, when the automated survey is being conducted, said IVR unit is adapted to receive a response from the participant that causes the CATI agent to transfer the survey back to the agent or another agent.

35. (currently amended) The system of claim 36 [[1]] further comprising a processing unit for processing said responses stored in said database into useful survey information for presentation to a user.

36. (currently amended) An integrated survey system comprising:

a connection device connected to an external communication system for connecting said communication system to a survey participant;

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a database for storing responses to survey questions;

a Computer-Assisted Telephone Interview (CATI) unit
connected to said connection device, wherein said
connection device is adapted to transfer the
participant communication connection to said CATI unit
when said connection to the survey participant is
successful, and wherein

said CATI unit is adapted for use by the agent for
communicating with the participant, and further
wherein

said CATI unit is adapted for presenting a survey to said
CATI agent for allowing the agent to present said
survey to the participant using said CATI unit, and
wherein participant responses to said survey are used
to generate data for storing in said database;

an Interactive Voice Recognition (IVR) unit connected to
said CATI unit, wherein said CATI unit is adapted for
permitting said agent to transfer the participant's
communication connection to said IVR unit for
conducting said survey in an automated manner, wherein

said IVR unit accepts oral responses from the participant
for generating data stored in said database, and
wherein

said IVR unit is further adapted to terminate the automated
survey at any point and transfer the participants
communication connection back to said CATI unit upon
voice command by the participant, and further wherein

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said system is adapted such that said CATI unit presents said survey to said agent from the point of termination by said IVR unit so that the agent ~~can~~ continues said survey in a manual manner.

2. The following is an examiner's statement of reasons for allowance: The closest prior art taken alone or in combination fails to teach the specifics of the claims. Specifically, independent method claims 16, 25, 26, and 28, and independent system 30 and 36 are all directed to an automated survey wherein when the survey is switched from automated to manual the agent continues the survey from the current point forward. The combination of Gisby (US 5943416), Peters et al (US 5893098) and Jolissaint (US 5740240) fail to teach an automated survey can be transferred back to an agent to proceed with the survey via a manual process.

3. Further, independent claim 28 is directed to processing the survey data to generate specific consumer satisfaction measures, specific staff rating measures, specific doctor rating measures, specific care delivery measures, and specific medical care quality assessment measures. Claim 28 is also directed to comparing survey data to evaluate doctors, medical care organizations, staff person, managers, specific medical treatments and patient group status, wherein changes are determined over time and differences are determined based on geographic location. Further, an evaluation of the CATI agents and the IVR process is implemented. The closest prior art, the combination of Gisby (US 5943416), Peters et al (US 5893098) and Jolissaint (US 5740240), fail to teach these features.

4. In addition, applicant's reply makes evident the reason for allowance, satisfying the record as a whole as required by rule 37 CFR 1.104(e). In this case, the substance of the

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applicant's remarks filed on 9/25/08 point out the reason claims are patentable over the prior art of record (see MPEP 1302.14).

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JOHNNA R. LOFTIS whose telephone number is (571)272-6736. The examiner can normally be reached on M-F 8am-4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brad Bayat can be reached on 571-272-6636. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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/Bradley B Bayat/

Supervisory Patent Examiner, Art Unit 3624